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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**

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9 Equal Employment Opportunity) No. CV 04-2062-PHX-DGC  
Commission, )

10 ) Plaintiff,

11 ) vs.

12 ) Go Daddy Software, Inc.,

13 ) Defendant.

14 )

15 )

**ORDER**

16 On October 20, 2005, the Court held a discovery conference call with the parties.

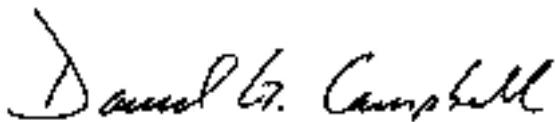
17 This Order will reflect the Court's rulings.

18 1. The Court concluded that Defendant may depose the EEOC investigator in  
19 this case. The deposition will be limited to inquiries about conversations the investigator  
20 had with witnesses, including Mr. Bouamama. The deposition shall not inquire into  
21 conversations the investigator had with EEOC lawyers or other EEOC personnel, nor will  
22 the deposition inquire into conclusions or opinions formed by the investigator concerning  
23 this case. The deposition shall be strictly limited to a factual inquiry concerning  
24 conversations the investigator had with witnesses and Mr. Bouamama. The Court  
25 concluded that such an inquiry will not invade the deliberative process or attorney-client  
26 privileges. Moreover, Defendant stated that it has no intention of attacking the underlying  
27 investigation in this case; the deposition is solely to obtain factual information  
28 communicated to the investigator by witnesses.

1           2. The Court ruled that the EEOC may take five additional two-hour depositions.  
2 These depositions may be taken up to and including November 18, 2005.

3           3. The parties had a disagreement about which present and former employees  
4 of Defendant may be interviewed by the EEOC. It was apparent to the Court that the  
5 parties need to discuss this issue further. The Court directed them to do so and to contact  
6 the Court if they are unable to reach agreement

7           DATED this 24<sup>th</sup> day of October, 2005.

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12           David G. Campbell  
13           United States District Judge  
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